

**05-200 EMPIRE HEALTHCHOICE ASSURANCE, INC. V. DENISE F. MCVEIGH**

**DECISION BELOW: 396 F.3d 136 (2nd Cir. 2005)**

**LOWER COURT CASE NUMBER: 03-3098**

**QUESTION PRESENTED**

Whether federal question jurisdiction exists over a suit by a federal government contractor to enforce, on behalf of the United States, a provision in a health benefits plan for federal employees that is part of a government contract established pursuant to the Federal Employees Health Benefits Act.

Cert. granted 1/6/06